

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

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UNITED STATES OF AMERICA,	: 04-cr-706 (DGT) (JMA)
	:
- versus -	: U.S. Courthouse
	: Brooklyn, New York
BRYANT, et al.,	:
Defendant	: July 19, 2005
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TRANSCRIPT OF CRIMINAL CAUSE FOR ARRAIGNMENT
BEFORE THE HONORABLE JOAN M. AZRACK
UNITED STATES MAGISTRATE JUDGE

A P P E A R A N C E S:

For the Government: Benton Campbell, Esq.
United States Attorney

BY: **Sean Haran, Esq.**
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<u>For Defendant Sessoms:</u>	Greg Cooper, Esq.
<u>For Defendant Jones:</u>	Susan Kellman, Esq.
<u>For Defendant Moore:</u>	Robert Beecher, Esq.
<u>For Defendant McMillian:</u>	Philip Katowitz, Esq.
<u>For Defendant Meyers:</u>	Richard Kwasnik, Esq.
<u>For Defendant Farrior:</u>	Aaron Goldsmith, Esq.

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Proceedings

1 THE CLERK: Criminal Cause for an Arraignment
2 on the superseding indictment, United States v. James
3 Sessoms, Eric Moore, Dwayne Meyers, Djebara McMillian,
4 Kenwayne Jones, and James Farrior, docket number 04-cr-
5 706.

6 Counsel?

7 MR. HARAN: Sean Haran and Bryan Rose for the
8 government.

9 Good afternoon, your Honor.

10 MR. KATOWITZ: Good afternoon, Judge.

11 For Djebara McMillian, Philip Katowitz.

12 MR. COOPER: Good afternoon, your Honor.

13 Greg Cooper on behalf of James Sessoms.

14 MR. BEECHER: Robert Beecher, B-e-e-c-h-e-r,
15 good afternoon, for Mr. Moore.

16 MR. KWASNIK: Richard Kwasnik for Dwayne
17 Meyers.

18 MS. KELLMAN: Good afternoon, your Honor.

19 Susan Kellman for Kenwayne Jones.

20 MR. GOLDSMITH: Good afternoon, your Honor.

21 Aaron Goldsmith on behalf of Margaret Shalley
22 for Mr. Farrior.

23 THE COURT: Thank you, counsel.

24 Counsel, have you reviewed the charges in the
25 indictment with your respective clients and do you waive

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1 a formal reading.

2 Mr. Katowitz on behalf of Mr. McMillian?

3 MR. KATOWITZ: Yes, waive formal reading. I
4 have reviewed the charges with him and enter a plea of
5 not guilty.

6 THE COURT: All right.

7 Mr. Cooper?

8 MR. COOPER: Likewise on behalf of Mr. Sessoms,
9 your Honor. We have reviewed it and waive its further
10 public reading and enter a plea of not guilty.

11 THE COURT: Mr. Beecher, on behalf of
12 Mr. Moore?

13 MR. BEECHER: Likewise, your Honor.

14 THE COURT: And Mr. Kwasnik, on behalf of
15 Mr. Meyers?

16 MR. KWASNIK: Waive public reading and enter a
17 plea of not guilty.

18 THE COURT: Ms. Kellman, on behalf of Mr.
19 Jones?

20 MS. KELLMAN: Your Honor, we waive the public
21 reading, enter a plea of not guilty.

22 THE COURT: And Mr. Goldsmith?

23 MR. GOLDSMITH: Yes, your Honor, we have had
24 the opportunity to review the indictment, waive the
25 public reading and we enter a plea of not guilty.

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1 THE COURT: Okay. And with regard to bail, are
2 any counsel seeking a bail hearing today?

3 MS. KELLMAN: Not at this time, your Honor, on
4 behalf of Mr. Jones.

5 MR. KATOWITZ: Your Honor, I have had the
6 opportunity to discuss this with Mr. McMillian. I do not
7 have a package today and I have also indicated to him
8 that it is going to take me some time to gather what I
9 believe could be the necessary elements of such a
10 package.

11 According, and I have discussed this with him,
12 we consent to an order of detention with the
13 understanding that I do have the right to come back when
14 I have such a package and present it to this court or to
15 his Honor, Judge Trager.

16 THE COURT: All right. I will enter an order
17 of detention without prejudice to you making an
18 application at your convenience.

19 MR. KATOWITZ: Thank you, Judge.

20 THE COURT: All right. And what about you,
21 Mr. Cooper?

22 MR. COOPER: Your Honor, previously Mr. Sessoms
23 had appeared before this court. We consented at that
24 time. I would continue to consent until such time as we
25 have something to put together.

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1 THE COURT: And Mr. Beecher, with regard to a
2 bail hearing?

3 MR. BEECHER: Consent to the entry of a
4 permanent order with leave.

5 THE COURT: All right. I'll enter an order of
6 detention without prejudice to you making another
7 application when and if you're ready.

8 MR. BEECHER: Correct, Judge.

9 THE COURT: And what about you, Mr. Kwasnik,
10 for Mr. Meyers?

11 MR. KWASNIK: Permanent order, your Honor, with
12 the availability if we get a package to come before the
13 Court.

14 THE COURT: All right. And Ms. Kellman, for
15 Mr. Jones?

16 MS. KELLMAN: Similarly, Judge, we'll consent
17 to an order at this time with leave to apply to the Court
18 in the event it becomes appropriate.

19 THE COURT: Granted.

20 And Mr. Goldsmith?

21 MR. GOLDSMITH: Consent to the order with leave
22 to reapply.

23 THE COURT: All right. And is there a status
24 date from Judge Trager?

25 MR. HARAN: Yes, your Honor, August 4, 2005 at

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1 3 p.m.

2 THE COURT: All right.

3 Anything else, Mr. Haran?

4 MR. HARAN: Not from the government?

5 THE COURT: Anything else on behalf of the
6 defendants?

7 ALL COUNSEL: No, your Honor.

8 THE COURT: Thank you all for being so prompt
9 today.

10 (Matter concluded)

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C E R T I F I C A T E

I, ROSALIE LOMBARDI, hereby certify that the foregoing transcript of the said proceedings is a true and accurate transcript from the electronic sound-recording of the proceedings reduced to typewriting in the above-entitled matter.

I FURTHER CERTIFY that I am not a relative or employee or attorney or counsel of any of the parties, nor a relative or employee of such attorney or counsel, or financially interested directly or indirectly in this action.

IN WITNESS WHEREOF, I hereunto set my hand this 2nd day of March , 2009.


Rosalie Lombardi
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